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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q79426

MATSUI, Masayuki, et al.

Appln. No.: 10/759,529

Group Art Unit: 1761

Confirmation No.: 7099

Examiner: Not yet assigned

Filed: January 20, 2004

For:

OIL AND FAT FOR PRODUCING CONFECTIONERY, PROCESS FOR PRODUCING THE SAME, AND

PRODUCT USING THE SAME

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION FILED UNDER 37 CFR 1.53(B) - FILING DATE GRANTED

MAIL STOP MISSING PARTS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the "Notice to File Missing Parts of Nonprovisional Application filed under 37 CFR 1.53(b)

- Filing Date Granted," for the above application, Applicant respectfully submits herewith a copy of the Declaration and a copy of the Assignment for the above identified application properly executed by the inventors.

A check for the statutory fee of \$130.00 is attached. Also, the required application fee of \$770.00 and additional claim fees of \$262 (in the form of a check for \$1032) is also attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

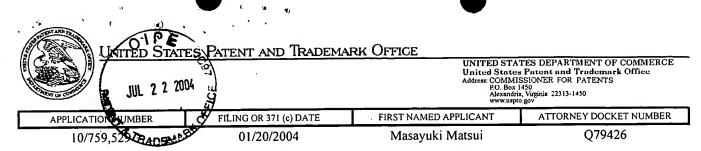
Mark Boland

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washington office 23373 customer number

Date: July 22, 2004



23373 SUGHRUE MION, PLLC 2100 PENNSYLVANIA AVENUE, N.W. SUITE 800 WASHINGTON, DC 20037 CONFIRMATION NO. 7099

FORMALITIES LETTER

OC000000012417214

Date Mailed: 04/22/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/23/2004 LWONDIM1 00000028 10759529

FILED UNDER 37 CFR 1.53(b)

01 FC:1001 770.00 OP 02 FC:1051 130.00 OP 03 FC:1201 172.00 OP 04 FC:1202 90.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
 Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.

 A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

• Additional claim fees of \$262 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1162 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

• \$172 for 2 independent claims over 3.

■ \$90 for 5 total claims over 20.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE